

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34

ORDINANCE NO.

AN ORDINANCE ANNEXING, FOR FULL PURPOSES, ADDITIONAL TERRITORY ADJACENT TO THE CITY LIMITS OF THE CITY OF AUSTIN REFERRED TO AS THE "PARMER LANE LUXURY APARTMENTS" ANNEXATION AREA, CONSISTING OF APPROXIMATELY 71 ACRES OF LAND OUT OF THE PETER CONRAD SURVEY NO. 112, ABSTRACT NO. 199, THE MEMUCAN HUNT SURVEY NO. 105, ABSTRACT NO. 396 AND THE MEMUCAN HUNT SURVEY NO. 107, ABSTRACT NO. 394 IN TRAVIS COUNTY, TEXAS; AND APPROVING A SERVICE PLAN.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. The Council finds that:

- (A) Notice of the two public hearings concerning annexation of the territory described in Exhibit A was published in a newspaper of general circulation in the City of Austin and in the area to be annexed, and on the City of Austin internet website.
- (B) The public hearings were held on October 11, 2012, and October 18, 2012, at the Austin City Hall, 301 West 2nd Street, Austin, Texas.
- (C) The public hearings were concluded after providing an opportunity for all persons present to be heard with respect to the proposed annexation. A proposed Service Plan was made available and explained at the public hearings required by state law.
- (D) The annexation, for full purposes, of the territory described in Exhibit A serves the interest of the current and future residents of the City of Austin.
- (E) All procedural requirements imposed by state law for the full purpose annexation of the territory described in Exhibit A have been met.

PART 2. The present boundary limits of the City are amended to include the following territory which is within the extraterritorial jurisdiction and adjacent to the city limits of the City of Austin in Travis County, Texas, and which is annexed into the City for full purposes:

Two tracts of land, the tract hereinafter described as Tract One containing approximately 67.694 acres of land out of the Peter Conrad Survey No. 112, Abstract No. 199, the Memucan Hunt Survey No. 105, Abstract No. 396, and the

1 Memucan Hunt Survey No. 107, Abstract No. 394 in Travis County, Texas; and
2 the tract hereinafter described as Tract Two containing approximately 3.719 acres
3 of land out of the Memucan Hunt Survey No. 105, Abstract No. 396 in Travis
4 County, Texas; said 71 acres of land, more or less, being more particularly
5 described in Exhibit A.

6 **PART 3.** The Service Plan attached as Exhibit B is approved as the Service Plan for the
7 area.
8

9 **PART 4.** The City Council declares that its purpose is to annex to the City of Austin
10 each part of the area described in Exhibit A as provided in this ordinance, whether any
11 other part of the described area is effectively annexed to the City. If this ordinance is
12 held invalid as to any part of the area annexed to the City of Austin, that invalidity does
13 not affect the effectiveness of this ordinance as to the remainder of the area.
14

15 If any area or lands included within the description of the area set out in Exhibit A are:
16 (1) presently part of and included within the general limits of the City of Austin; (2)
17 presently part of and included within the limits of any other city, town, or village; or (3)
18 are not within the jurisdiction or power of the City of Austin to annex, then that area is
19 excluded and excepted from the area annexed.
20

21 **PART 5.** This ordinance takes effect on December 17, 2012.
22

23 **PASSED AND APPROVED**
24

25 §
26 §
27 _____, 2012 § _____
28 Lee Leffingwell
29 Mayor
30

31
32 **APPROVED:** _____
33 Karen M. Kennard
34 City Attorney

ATTEST: _____
Shirley A. Gentry
City Clerk